

**ALD-176**

UNITED STATES COURT OF APPEALS  
FOR THE THIRD CIRCUIT

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No. 12-1051

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UNITED STATES OF AMERICA

v.

TERRY PEPPERS, agent of SKEE  
Appellant

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On Appeal from the United States District Court  
for the District of New Jersey  
(D.C. Criminal No. 06-cr-00614-001)  
District Judge: Honorable Katharine S. Hayden

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Submitted for Possible Dismissal due to a Jurisdictional Defect,  
a Decision on the Issuance of a Certificate of Appealability, and  
for Possible Summary Action Pursuant to Third Circuit LAR 27.4 and I.O.P. 10.6  
May 10, 2012  
Before: SLOVITER, FISHER and WEIS, Circuit Judges

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**JUDGMENT**

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This cause came to be considered on the record from the United States District Court for the District of New Jersey and was submitted for possible dismissal due to a jurisdictional defect, a decision on the issuance of a certificate of appealability, and for summary action pursuant to Third Circuit LAR 27.4 and

I.O.P. 10.6 on May 10, 2012. On consideration whereof, it is now hereby

ORDERED and ADJUDGED by this Court that the judgment of the District Court entered December 13, 2011, be and the same is hereby affirmed. All of the above in accordance with the opinion of this Court.

ATTEST:

/s/Marcia M. Waldron  
Clerk

DATED: May 24, 2012



Certified as a true copy and issued in lieu  
of a formal mandate on July 16, 2012

Teste: *Marcia M. Waldron*  
Clerk, U.S. Court of Appeals for the Third Circuit